IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 10TH JULY 2007 / 19TH ASHADHA 1929

Bail Appl..No. 4050 of 2007()

(CRIME NO.315/2007 OF VARKALA POLICE STATION)
.....

: PETITIONER

K.SANTHA KUMAR, S/O. KUNJAN, AGED 67,
ANUPAMA, MUNDAYIL, VARKALA. (A1)

BY ADV. SRI.SASTHAMANGALAM S. AJITHKUMAR
SRI.RENJITH B.MARAR

RESPONDENTS:

THE STATE OF KERALA - REP. BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.4050 of 2007

Dated this the 10th day of July 2007

O R D E R

Application for anticipatory bail. The petitioner is the first accused. The crux of the allegations is that he abetted accused 2 to 5 to go to the defacto complainant, attack him and attempt to recover the amount from him. With dangerous weapons, accused 2 to 5 allegedly attacked the defacto complainant at the abetment of the petitioner.

2. After detailed discussions at the bar, the learned counsel for the petitioner only prays that he may be permitted to withdraw the petition without any fetter on his right to appear before the investigating officer or the learned Magistrate and seek regular bail and without prejudice to his right to raise the contention in such application for regular bail that he is not guilty of any offence.

3. Request accepted. Needless to say, the petitioners right to claim regular bail shall remain unfettered by the dismissal of this application for anticipatory bail.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007